

UNITED STATES STATUTES AT LARGE

CONTAINING THE

LAWS AND CONCURRENT RESOLUTIONS
ENACTED DURING THE FIRST SESSION OF THE
NINETY-EIGHTH CONGRESS
OF THE UNITED STATES OF AMERICA

1983

AND

PROCLAMATIONS

VOLUME 97

IN ONE PART



UNITED STATES
GOVERNMENT PRINTING OFFICE
WASHINGTON : 1985

Public Law 98-146
98th Congress

An Act

Making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1984, and for other purposes

Nov 4, 1983
[H R 3363]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for the Department of the Interior and related agencies for the fiscal year ending September 30, 1984, and for other purposes, namely

Interior
Department and
related agencies,
appropriations
for fiscal year
1984

TITLE I—DEPARTMENT OF THE INTERIOR

LAND AND WATER RESOURCES

BUREAU OF LAND MANAGEMENT

MANAGEMENT OF LANDS AND RESOURCES

For expenses necessary for protection, use, improvement, development, disposal, cadastral surveying, classification, and performance of other functions, including maintenance of facilities, as authorized by law, in the management of lands and their resources under the jurisdiction of the Bureau of Land Management, including the general administration of the Bureau of Land Management, \$359,601,000

CONSTRUCTION AND ACCESS

For acquisition of lands and interests therein, and construction of buildings, recreation facilities, roads, trails, and appurtenant facilities, \$1,200,000, to remain available until expended

PAYMENTS IN LIEU OF TAXES

For expenses necessary to implement the Act of October 20, 1976 (31 U.S.C. 1601) \$105,000,000, of which not to exceed \$400,000 shall be available for administrative expenses.

LAND ACQUISITION

For expenses necessary to carry out the provisions of sections 205 and 318(d) of Public Law 94-579 including administrative expenses and acquisition of lands or waters, or interest therein, \$1,391,000, to be derived from the Land and Water Conservation Fund, to remain available until expended.

OREGON AND CALIFORNIA GRANT LANDS

For expenses necessary for management, protection, and development of resources and for construction, operation, and maintenance

\$65,450,000, including the purchase of not to exceed 19 passenger motor vehicles, of which 9 shall be for replacement only

ABANDONED MINE RECLAMATION FUND

30 USC 1231

25 USC 5514 note

30 USC 1236

For necessary expenses to carry out the provisions of title IV of the Surface Mining Control and Reclamation Act of 1977, Public Law 95-87, including the purchase of not more than 21 passenger motor vehicles, of which 9 shall be for replacement only, to remain available until expended, \$229,228,000 to be derived from receipts of the Abandoned Mine Reclamation Fund *Provided* That pursuant to Public Law 97-365, the Department of the Interior is authorized to utilize up to 20 percent from the recovery of the delinquent debt owed to the United States Government to pay for contracts to collect these debts *Provided further* That of the funds made available to the States to contract for reclamation projects authorized in section 406(a) of Public Law 95-87, administrative expenses may not exceed 15 percent

INDIAN AFFAIRS

BUREAU OF INDIAN AFFAIRS

OPERATION OF INDIAN PROGRAMS

25 USC 640d-18

For operation of Indian programs by direct expenditure, contracts cooperative agreements and grants including expenses necessary to provide education and welfare services for Indians, either directly or in cooperation with States and other organizations, including payment (in advance or from date of admission) of care, tuition, assistance, and other expenses of Indians in boarding homes, institutions or schools, grants and other assistance to needy Indians, maintenance of law and order and payment of rewards for information or evidence concerning violations of law on Indian reservation lands or treaty fishing rights tribal use areas, management, development, improvement, and protection of resources and appurtenant facilities under the jurisdiction of the Bureau of Indian Affairs, including payment of irrigation assessments and charges, acquisition of water rights; advances for Indian industrial and business enterprises, operation of Indian arts and crafts shops and museums, development of Indian arts and crafts, as authorized by law, for the general administration of the Bureau of Indian Affairs, including such expenses in field offices, \$822,302,000 of which not to exceed \$54,135,000 for higher education scholarships and assistance to public schools under the Act of April 16, 1934 (48 Stat 596), as amended (25 U.S.C. 452 et seq.), shall remain available for obligation until September 30, 1985, and the funds made available to tribes and tribal organizations through contracts authorized by the Indian Self-Determination and Education Assistance Act of 1975 (88 Stat 2203, 25 U.S.C. 450 et seq.) shall remain available until September 30, 1985 *Provided*, That this carryover authority does not extend to programs directly operated by the Bureau of Indian Affairs; and includes expenses necessary to carry out the provisions of section 19(a) of Public Law 93-531 (25 U.S.C. 640(d)-18(a)), \$3,951,000, to remain available until expended *Provided further*, That none of these funds shall be expended as matching funds for programs funded under section 103(a)(1)(B)(iii) of the Vocational Education Act

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of 1963, as amended (20 U S C 2303(a)(1)(B)(iii)) *Provided further*, That in addition, moneys received by grant to the Bureau of Indian Affairs from other Federal agencies to carry out various programs for elementary and secondary education, handicapped programs, bilingual education, and other specific programs shall be deposited into this account and remain available as otherwise provided by law *Provided further*, That any cost of providing lunches to nonboarding students in public schools from funds appropriated herein shall be paid from the amount of such funds otherwise allocated for the schools involved without regard to the cost of providing lunches for such students: *Provided further*, That \$200,000 shall be transferred to the city of Brigham City, Utah, for the purpose of conducting a study to: (1) assess the socioeconomic impact on the local community due to the closure of the Intermountain Inter-tribal School, (2) identify and analyze possible uses for the facilities and property now occupied by the Intermountain Inter-tribal School, and (3) meet other appropriate objectives, as identified by the mayor of Brigham City to minimize any negative impact on the city resulting from the school's closure. *Provided further*, That the first section of the Act of June 24, 1938 (52 Stat. 1037, 25 U S C 162a), is amended by inserting "(a)" immediately after the enacting clause and by adding at the end thereof the following new subsection

"(b) The Secretary of the Interior is authorized to invest any operation and maintenance collections from Indian irrigation projects and revenue collections from power operations on Indian irrigation projects in—

Irrigation
projects

"(1) any public-debt obligations of the United States,

"(2) any bonds, notes, or other obligations which are unconditionally guaranteed as to both principal and interest by the United States, or

"(3) any obligations which are lawful investments for trust funds under the authority or control of the United States
The Secretary of the Interior is authorized to use earning from investments under this subsection to pay operation and maintenance expenses of the project involved."

CONSTRUCTION

For construction, major repair and improvement of irrigation and power systems, buildings, utilities, and other facilities, including architectural and engineering services by contract, acquisition of lands and interests in lands, preparation of lands for farming, and construction, repair, and improvement of Indian housing, \$78,920,000, to remain available until expended: *Provided*, That such amounts as may be available for the construction of the Navajo Indian Irrigation Project may be transferred to the Bureau of Reclamation

ROAD CONSTRUCTION

For construction of roads and bridges pursuant to authority contained in 23 U S C 203, the Act of November 2, 1921 (42 Stat 208, 25 U S C 13), and the Act of May 26, 1928 (45 Stat 750, 25 U S C 318a), \$4 000,000, to remain available until expended

EASTERN INDIAN LAND CLAIMS FUND

For settlement of the Mashantucket Pequot land claim in Ledyard, Connecticut, \$900,000, to remain available until expended *Provided*, That such funds shall become available for obligation only upon enactment into law of authorizing legislation

TRIBAL TRUST FUNDS

In addition to the tribal funds authorized to be expended by existing law, there is hereby appropriated not to exceed \$4,000,000 from tribal funds not otherwise available for expenditure for the benefit of Indians and Indian tribes, including pay and travel expenses of employees, care, tuition, and other assistance to Indian children attending public and private schools (which may be paid in advance or from date of admission), purchase of land and improvements on land, title to which shall be taken in the name of the United States in trust for the tribe for which purchased, lease of lands and water rights, compensation and expenses of attorneys and other persons employed by Indian tribes under approved contracts, pay, travel, and other expenses of tribal officers, councils, and committees thereof, or other tribal organizations, including mileage for use of privately owned automobiles and per diem in lieu of subsistence at rates established administratively but not to exceed those applicable to civilian employees of the Government, relief of Indians, including cash grants: *Provided*, That in addition to the amount appropriated herein, tribal funds may be advanced to Indian tribes during the current fiscal year for such purposes as may be designated by the governing body of the particular tribe involved and approved by the Secretary

REVOLVING FUND FOR LOANS

During fiscal year 1984, and within the resources and authority available, gross obligations for the principal amount of direct loans pursuant to the Indian Financing Act of 1974 (88 Stat 77, 25 USC 1451 et seq.), shall not exceed \$13,075,000.

INDIAN LOAN GUARANTY AND INSURANCE FUND

During fiscal year 1984, and within the resources and authority available, total commitments to guarantee loans pursuant to the Indian Financing Act of 1974 (88 Stat 77; 25 U.S.C. 1451 et seq.), may be made only to the extent that the total loan principal, any part of which is to be guaranteed, shall not exceed \$19,000,000

ADMINISTRATIVE PROVISIONS

Appropriations for the Bureau of Indian Affairs (except the revolving fund for loans and the Indian loan guarantee and insurance fund) shall be available for expenses of exhibits, purchase of not to exceed 240 passenger carrying motor vehicles of which 170 shall be for replacement only, which may be used for the transportation of Indians, advance payments for services (including services which may extend beyond the current fiscal year) under contracts executed pursuant to the Act of June 4, 1936 (48 Stat. 596), as amended (25 U.S.C. 452 et seq.), the Act of August 3, 1956 (70 Stat 896), as amended (25 U.S.C. 309 et seq.), and legislation terminating

49 Stat 1458

70 Stat 986

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Federal supervision over certain Indian tribes; and expenses re-
 quired by continuing or permanent treaty provisions: *Provided*, That
 no part of any appropriations to the Bureau of Indian Affairs shall
 be available to continue academic and residential programs of the
 Chilocco, Seneca, and Fort Sill boarding schools, Oklahoma, and
 Stewart boarding school, Nevada *Provided further*, That no part of
 any appropriation to the Bureau of Indian Affairs shall be available
 to continue academic and residential programs at Concho boarding
 school, Oklahoma, and Mount Edgecumbe boarding school in Alaska
 after June 30, 1983, or at the Intermountain boarding school in Utah
 after June 30, 1984. *Provided further*, That no part of any appropri-
 ation to the Bureau of Indian Affairs shall be used to subject the
 transportation of school children to any limitation on travel or
 transportation expenditures for Federal employees.

TERRITORIAL AND INTERNATIONAL AFFAIRS

ADMINISTRATION OF TERRITORIES

For expenses necessary for the administration of Territories
 under the jurisdiction of the Department of the Interior, \$79,262,000
 of which (1) not to exceed \$77,192,000 shall be available until
 expended for technical assistance, grants to the judiciary in Ameri-
 can Samoa for compensation and expenses, as authorized by law (48
 USC 1661(c)), grants to American Samoa, in addition to current
 local revenues, for support of governmental functions, Economic
 Development Loan Fund grants to Guam, as authorized by law (48
 USC 1428-1428e, Public Law 95-134, 91 Stat. 1161, 1162, 1163,
 Public Law 95-348, 92 Stat. 487, 488), grants to the Government of
 the Virgin Islands as authorized by law (Public Law 97-357), con-
 struction grants to Guam of \$11,350,000, direct grants to the Govern-
 ment of the Northern Mariana Islands as authorized by law (Public
 Law 94-241, 90 Stat. 272, and Public Law 96-205, 94 Stat. 86), and (2)
 not to exceed \$2,070,000 for fiscal year 1984 salaries and expenses of
 the Office of Territorial and International Affairs *Provided*, That
 the Territorial and local governments herein provided for are
 authorized to make purchases through the General Services Admin-
 istration. *Provided further*, That appropriations available for the
 administration of Territories may be expended for the purchase,
 charter, maintenance, and operation of surface vessels for official
 purposes and for commercial transportation purposes found by the
 Secretary to be necessary *Provided further*, That all financial trans-
 actions of the Territorial and local governments herein provided for,
 including such transactions of all agencies or instrumentalities
 established or utilized by such governments, shall be audited by the
 General Accounting Office, in accordance with the provisions of the
 Budget and Accounting Act, 1921 (42 Stat. 23), as amended, and
 the Accounting and Auditing Act of 1950 (64 Stat. 834) *Provided
 further*, That Public Law 94-392 (48 USC 1574(b)), as amended, is
 hereby further amended by—

(1) deleting the semicolon in section 2(b)(1) and adding the
 following: "except that \$28,000,000 of the guaranteed bonding
 authority will be used for water producing and power projects,
 including maintenance and overhaul of electrical generating
 and distribution mechanisms, and \$12,000,000 of the guaranteed
 bonding authority will be used for repair of the water distribu-
 tion and storage systems"; and

96 Stat 1705

48 USC 1681
notes48 USC 1401f
1423f, 1665

48 USC 1470a

48 USC 1469b

48 USC 1574b